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September 9, 2013

VIA ECF

The Honorable Denise L. Cote  
United States District Judge  
United States District Court for the Southern District of New York  
500 Pearl Street, Room 1610  
New York, New York 10007-1312

Re: Texas v. Penguin Group (USA) Inc., 12 Civ. 3394 (DLC); In re Electronic Books  
Antitrust Litig., 11 MD 2293 (DLC)

Dear Judge Cote:

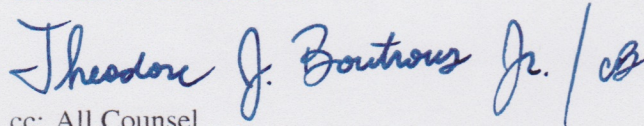
On behalf of Apple, we submit this letter to request that the Court move the telephonic hearing presently scheduled for today, September 9 at 3:30 p.m. to 3 p.m.

We have conferred with each of counsel for the States and counsel for the putative class, and they have kindly indicated that they do not oppose this request.

We appreciate in advance any accommodation the Court can provide.

Respectfully submitted,

Theodore J. Boutrous Jr.



cc: All Counsel